IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE SIXTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE Dr. JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 13897 of 2004

Between:

1. Kothuru Sattibabu S/o. Late Narayana, Araku Township A of Araku valley, Adjacent to Musim Compund,Visakhapatnam District.

2. N. Sekhar S/o. Late jagga Rao Araku Township A of Araku Valley, Adjancent to Musim Compund, Visakhapatnam District.

3. Kalidindi V. Srinivasa Raju S/o. Late Suryanarayana Raju Araku Township A of Araku Valley, Adjancent to Musim Compund, Visakhapatnam District.

4. Penumutsa Ramakrishna Raju S/o. Stayanarayana Raju Araku Township A of Araku Valley, Adjancent to Musim Compund, Vsakhapatnam District.

5. S. Murali Mohan Kumar S/o. S.S.N. Murthy, Araku Township A of Araku Valley, Adjancent to Musim Compund, Visakhapatnam District.

6. Madem Sihachalam, S/o. Late Somulu Araku Township A of Araku Valley, Adjancent to Musim Compund, Visakhapatnam District.

7. Pittala Rambabu S/o. Adinarayana Araku Township A of Araku Valley, Adjancent to Musim Compund, Visakhapatnam District.

8. Kadali Govindarajulu S/o. Swamy Araku Township A of Araku Valley, Adjancent to Musim Compund, Visakhapatnam District.

9. Kalluri Lakshmana Rao S/o. Narayana Araku Township A of Araku Valley, Adjancent to Musim Compund, Visakhapatnam District.

10. Aradhyula Satyanarayana S/o. paparao Araku Township A of Araku Valley, Adjancent to Musim Compund, Visakhapatnam District.

11. Pasumarthy Satya Rao S/o. Late Seeta Ramayya, Araku Township A of Araku Valley, Adjancent to Musim Compund, Visakhapatnam District.

12. Badaru Chandra Rao S/o. Late Appalaraju Araku Township A of Araku Valley, Adjancent to Musim Compund, Visakhapatnam District.

13. R. Venkatarama Murthy S/o. Narayana Murthy Araku Township A of Araku Valley, Adjancent to Musim Compund, Visakhapatnam District.

..... PETITIONERS

AND

1 The District Collector & I.T.D.A. Chairman, Paderu

(Integrated Tribal Development Authority),
Visakhapatnam District.
2 The Project Officer, I.T.D.A., paderu, Viskhapatnam District.
3 The Sub-Collector, Pederu, Visakhapatnam District.
4 The Mandal Revenue Officer, Araku Valley , Visakhapatnam District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to to issue a writ, order or direction more particularly one in the nature of writ of mandamus declaring the action of the respondents in not granting alternative site to the petitiners for erecting wooden shops is illegal, arbitrary and unjust and consequently direct the respondents to provide alternative site to the petitioners for erecting wooden shops andmay pass such other order or orders in the interests of justice.

Counsel for the Petitioner:MR.M.R.TAGORE

Counsel for the Respondent No.: GP FOR SOCIAL WELFARE

The Court made the following:

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THE HON'BLE Dr.JUSTICE G. YETHIRAJULU

WRIT PETITION No.13897 OF 2004

O R D E R:

The petitioners claim that they conducted business in the premises of Gandhi Park, Araku Valley. The petitioners constructed shops in the road margin and

their shops were removed for widening of the road in the year 2002. They were not provided with any other alternative site and therefore, they made a representation to the fourth respondent on 11.11.2002 and 14.08.2003.

The grievance of the petitioner is that no orders have been passed by the fourth respondent, till now. Therefore, they approached this court seeking a direction to the fourth respondent to pass appropriate orders on their representations.

In the light of the circumstances narrated by the petitioners, the fourth respondent is directed to pass appropriate orders on the representation of the petitioners dated 14.08.2003 according to rules and communicate the copy of the order to any one of the petitioners.

Accordingly, the writ petition is disposed of. No order as to costs.

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6th August, 2004

BCS/KSN

Asst. REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The District Collector & I.T.D.A. Chairman, Paderu

(Integrated Tribal Development Authority),
Visakhapatnam District.
2 The Project Officer, I.T.D.A., paderu, Viskhapatnam District.
3 The Sub-Collector, Pederu, Visakhapatnam District.
4 The Mandal Revenue Officer, Araku Valley , Visakhapatnam District.

5. 2CCs to G.P. for Social Welfare, High Court Buildings, Hyderabad.

6. 2CD copies